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PTO/SB/31 (02-01)
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES	Docket Number (Optional) 502084-A-01-US (Boyer)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on December 19, 2005.

Signature Bobbette A. Blake.

Typed or printed name Bobbette A. Blake.

In re Application of: Boyer et al.

Application Number	Filed
10/672,635	September 26, 2003

For: Programmable Presence Proxy for Determining a Presence Status of a User

Group Art Unit	Examiner
3676	Anh V. La

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) $ 500.00.

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: $_____.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☑ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1602. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☑ attorney or agent of record.
- ☐ attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a)._____.

Kevin M. Mason
Signature

Kevin M. Mason
Typed or printed name

Dec. 19, 2005
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application

Applicants:	Boyer et al.
Case:	502084-A-01-US (Boyer)
Serial No.:	10/672,635
Filing Date:	September 26, 2003
Group:	3676
Examiner:	Anh V. La

I hereby certify that this paper is being deposited on this date with the U.S. Postal Service as first class mail addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Signature: Bobbette Black Date: December 19, 2005

Title: Programmable Presence Proxy for Determining a Presence Status of a User

TRANSMITTAL LETTER

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Notice of Appeal document relating to the above-identified patent application.

There is a fee of $500 due in conjunction with this submission under 37 CFR §1.17(b). Please charge **Avaya Inc. Deposit Account No. 50-1602** the amount of $340 to cover the submission under CFR §1.17(b). In the event of non-payment or improper payment of a required fee, the Commissioner is authorized to or to credit **Avaya Inc. Deposit Account No. 50-1602** as required to correct the error. Duplicate copies of this letter and a duplicate copy of the Notice of Appeal are enclosed.

Respectfully,

Kevin Mason

Date: December 19, 2005

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